

PROPOSITION 66

Date: July 15, 2004

Limitations on "Three Strikes" Law

Sex Crimes. Punishment.

Initiative Statute.

Proponent: James R. "Jim" Benson

**BALLOT TITLE AND SUMMARY**

**LIMITATIONS ON "THREE STRIKES" LAW. SEX CRIMES.  
PUNISHMENT. INITIATIVE STATUTE.**

- Amends "Three Strikes" law to require increased sentences only when current conviction is for specified violent and/or serious felony.
- Redefines violent and serious felonies. Only prior convictions for specified violent and/or serious felonies, brought and tried separately, would qualify for second and third "strike" sentence increases.
- Allows conditional re-sentencing of persons with sentences increased under "Three Strikes" law if previous sentencing offenses, or prior convictions used to increase sentences, would no longer qualify as violent and/or serious felonies.
- Increases punishment for specified sex crimes against children.

**Summary of Legislative Analyst's Estimate of Net  
State and Local Government Fiscal Impact:**

- Net state savings of potentially several tens of millions of dollars initially, increasing to several hundred million dollars annually, primarily to the prison system.
- Increased county costs of potentially more than ten million dollars annually for jail and court-related costs.

OFFICIAL TITLE AND SUMMARY  
PREPARED BY THE ATTORNEY GENERAL

**SUBJECT TO COURT  
ORDERED CHANGES**